

ORDERED that the Motion of Defendants Trent Motel Associates, L.P., Stadium Hotel Restaurant Group, Inc., Barry Sussman, Mahavir Chudasama, Fred Panitz, Raj Parikh d/b/a Parikh Associates Hotel Investment & Development Co., Howard Kaufman and William F. Green to Dismiss Plaintiff's Amended Complaint Pursuant to Fed. R. Civ. Proc. 12(b)(6) (Document No. 22, filed July 11, 2011) is **GRANTED IN PART AND DENIED IN PART**, as follows:

1. Those parts of the defendants' motion which seek dismissal of Count III of the Amended Complaint and plaintiff's claims in Count IV of the Amended Complaint for violations of 43 Pa. Stat. §§ 955(a) and (i)(1) are **GRANTED** and those claims are **DISMISSED WITH PREJUDICE**, and

2. The defendants' motion is **DENIED** in all other respects.

IT IS FURTHER ORDERED THAT a preliminary pretrial conference will be scheduled in due course.

BY THE COURT:

/s/ Hon. Jan E. DuBois

JAN E. DUBOIS, J.